

**UNITED STATES DISTRICT COURT  
IN THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

JOHN ACKER, et al, and  
WILLIAM BIRCHFIELD, *et al.*

Plaintiffs,

vs.

DOEREN MAYHEW & COMPANY,  
PROFESSIONAL CORPORATION d/b/a  
DOEREN MAYHEW, TODD R. FOX,  
JAMES P. O'RILLEY, JOANN FOX,  
NANCY O'RILLEY, and SAMJACK  
INVESTMENTS, INC.,

Defendants.

Consolidated Case No. 2:08-cv-11261

Honorable Arthur Tarnow

**MOTION FOR ENTRY OF ORDER TO  
SHOW CAUSE**

---

John L. Oberdorfer (Admitted to EDMI)  
Theodore Sonde (Admission Pending)  
Patton Boggs LLP  
2550 M Street, NW  
Washington, DC 20037  
(202) 457-6000

R. Christopher Cataldo (P39353)  
Jaffe, Raitt, Heuer & Weiss, PC  
27777 Franklin Road, Suite 2500  
Southfield, MI 48034  
(248) 351-3000

Scott L. Silver  
Blum & Silver, LLP  
12540 West Atlantic Blvd.  
Coral Springs, FL 33071  
(954) 255-8181

*Attorneys for Plaintiffs*

**MOTION FOR ENTRY OF ORDER TO SHOW CAUSE**

Plaintiffs, by and through their undersigned counsel, respectfully move this Court to enter the proposed Order to Show Cause (the “Order”) submitted herewith. Counsel for Defendants consent to this motion, and the entry of the proposed Order.

Plaintiffs’ Counsel submits that issuance of the proposed Order will promote the ultimate disposition of this case.

Plaintiffs’ Counsel represents that it has the best known addresses for the Unsigned Plaintiffs. Upon entry of the proposed Order, Plaintiffs’ Counsel will send the Order to the best known addresses of each of the Unsigned Plaintiffs via certified mail, return receipt requested. Plaintiffs’ Counsel will also employ other reasonable means to deliver the Order to each Unsigned Plaintiff.

DATED: June 3, 2011

Respectfully submitted,

PATTON BOGGS LLP

s /John Oberdorfer

John L. Oberdorfer

Theodore Sonde

2550 M St., NW

Washington, DC 20037

(202) 457-6000

joberdorfer@pattonboggs.com

R. Christopher Cataldo (P39353)

Jaffe, Raitt, Heuer & Weiss, PC

27777 Franklin Rd., Ste. 2500

Southfield, Michigan 48034

(248) 351-3000

ccataldo@jaffelaw.com

Scott L. Silver, Esq.

Blum & Silver, LLP

12540 West Atlantic Blvd.

Coral Springs, FL 33071

(954) 255-8181

silver@stockattorneys.com

*Attorneys for Plaintiffs*

**CERTIFICATE OF SERVICE**

I hereby certify that on June 3, 2011, a true and correct copy of Plaintiffs' Motion for Entry of Order to Show Cause was served through filing the above with the Clerk of the Court using the ECF system which will send notification of such filing to all counsel, including counsel for the defendants, Dennis M. Haffey at dhaffey@dykema.com, Benjamin W. Jeffers at bjeffers@dykema.com, and Scott T. Seabolt at sseabolt@foley.com.

s/ Andrew J. McNally

Andrew J. McNally (admitted to EDMI)

Patton Boggs LLP

One Riverfront Plaza, 6th Floor

Newark, New Jersey 07302

(973) 848-5600

amcnally@pattonboggs.com

*Attorneys for Plaintiffs*